

**Representative Steve Eliason** proposes the following substitute bill:

**VICTIM RIGHTS AMENDMENTS**

2018 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Steve Eliason**

Senate Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill allows investigations to be reviewed at the request of a victim or victim's family.

**Highlighted Provisions:**

This bill:

- creates a review process for open investigations.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

ENACTS:

**11-58-101**, Utah Code Annotated 1953

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*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **11-58-101** is enacted to read:

**11-58-101. Review of open investigation.**

**(1) A review of an investigation may be initiated:**



26           (a) (i) by the victim of a first degree violent felony;  
27           (ii) by the family member of the victim of a homicide; or  
28           (iii) by the family member of a missing person; and  
29           (b) at least one year after the date of the incident that initiated the investigation if the  
30 investigating agency has made no significant progress in solving the case.  
31           (2) A victim or victim's family may request review of an open investigation:  
32           (a) first, by the chief executive of the law enforcement agency conducting the  
33 investigation;  
34           (b) second, by the county or district attorney in the jurisdiction in which the crime  
35 occurred or the person went missing;  
36           (c) third, by filing a complaint for review by the appropriate District Victim Right's  
37 Committee; and  
38           (d) finally by the Office of the Attorney General.  
39           (3) Each entity in Subsection (2) shall have up to 30 days to review an open  
40 investigation request. The entity shall communicate a decision in writing to the victim or  
41 victim's family within 15 days of making the decision.